08-23-04

Express Mail Label No.: ED 014845651US

Pate of Deposit: August 20, 2004

Docket No. Cura 518

afri

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Alsobrook, et al.

SERIAL NUMBER:

10/016,248

EXAMINER:

Susan Ungar

FILING DATE:

Dec 10, 2001

ART UNIT:

1647

For:

NOVEL HUMAN PROTEINS AND POLYNUCLEOTIDES ENCODING THEM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

- 1. Amendment and Response to Restriction Requirement (5 pages); and
- 2. Petition to Correct Inventorship
- 3. Return postcard.

The Commissioner is hereby authorized to charge payment of any additional fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No.502648, Reference No.21402-218

Respectfully submitted,

George Wahwak (Reg No. 26,824)

Attorney for Applicants c/o CuraGen Corporation

555 Long Wharl Drive New Haven, CT 06511

(202) 074 6202 = home

(203) 974-6303 phone

(203) 401-3351 fax

Dated: August 20, 2004



9IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Alsobrook, et al

SERIAL NUMBER:

10/016,248

EXAMINER:

Susan Ungar

FILING DATE:

Dec 10, 2001

ART UNIT:

1647

For:

NOVEL HUMAN PROTEINS AND POLYNUCLEOTIDES ENCODING THEM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO REQUIREMENT FOR RESTRICTION, AMENDMENT, and CORRECTION OF INVENTORSHIP

In response to the Restriction Requirement of July 28th 2004, Applicants elect the invention of the group identified as Group 23-44, i.e., Claims 5-14, 39 and 42, drawn to an isolated nucleic acid, vector, and host cell, classified in class 536, subclass 23.1.

The Examiner has also required that Applicants "elect an invention consisting of a single polynucleotide sequence", and in response to this requirement, Applicants elect the nucleic acid sequence (SEQ ID NO: 1) encoding the polypeptide of SEQ ID NO: 2. This election of a specific species under the invention of Group II is made with traverse.

AMENDMENTS TO THE CLAIMS are reflected in the listing of claims that begins on page 2 of this paper.

REMARKS begin on page 3 of this paper.

A REQUEST TO CORRECT INVENTORSHIP appears on page 4 of this paper.